IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Kenyon et al.

Application No.: 09/768,658

Filed: January 23, 2001

For: ASYNCHRONOUS SOFTWARE

UPDATE

Examiner: Nguyen Ba, Hoang Vu A

Art Group: 2192

Confirmation No. 25,943

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this date: June 30, 2005

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. § 1.97(g), the submission of this Information Disclosure Statement (IDS) is not to be construed as a representation that a search has been made, and, pursuant to 37 C.F.R. § 1.97(h), the submission of this IDS is not to be construed as an admission that the information cited in this IDS is material to patentability.

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This IDS is being submitted under one or more of the following sections of 37 C.F.R. § 1.97 (as indicated by an "X" to the left of the appropriate paragraph(s)): 37 C.F.R. § 1.97(b). Filed: (1) Within three months of a National Application other than a CPA; (2) Within three months of entry into National Stage; (3) Before mailing of a first Office Action on the merits; or (4) Before mailing of a first Office Action after filing an RCE. 37 C.F.R. § 1.97(c). Filed before the mailing of a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution. And, ONE of the following: (1) One statement from 37 C.F.R. § 1.97(e); (e)(1) The person signing below certifies that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (e)(2) The person signing below certifies that no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 1.56(c) more than three months prior to filing this IDS. (2) The fee set forth in 37 C.F.R. § 1.17(p). X A check in the amount of \$180.00 is enclosed. 37 C.F.R. § 1.97(d). Filed on or before payment of the issue fee. And, BOTH of the following: (1) one statement from 37 C.F.R. § 1.97(e); (e)(1) The person signing below certifies that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (e)(2) The person signing below certifies that no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing below after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 1.56(c) more than three months prior to filing this IDS. AND (2) The fee set forth in 37 C.F.R. § 1.17(p). A check in the amount of \$180.00 is enclosed.

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Attorney's Docket No.: 109910-130358 Application No.: 09/168,658 Accompanying this IDS is a list of references and a copy of each reference listed therein, EXCEPT copies of references waived under:

(A) one or more of the following sections of 37 C.F.R. § 1.98 (as indicated by an "X
to the left of the appropriate paragraph(s)):
37 C.F.R. § 1.98(c) as being cumulative (marked with an "*" on the Form PTO-1449).
37 C.F.R. § 1.98(d) as being previously submitted in parent application/, to which the present application claims priority under 35 U.S.C. § 120.
(B) 1273 Off. Gaz. Pat. Office 55 as being submitted with respect to an application
filed after June 30, 2003.

The Commissioner is hereby authorized to charge shortages or credit overpayments to Deposit Account No. 500393. A Fee Transmittal is enclosed in duplicate for fee processing purposes.

Respectfully submitted, SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: June 30, 2005

Kyle H. Flindt

Registration No. 42,539

Pacwest Center, Suites 1600-1900 1211 SW Fifth Avenue Portland, Oregon 97204 Telephone: 503-221-9981

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

no persons are required to	respond to a collection of informa	tion unless it contains a valid OMB control numbe		
	Complete if Known			
	Application Number	09/168,658		
LOSURE	Filing Date	January 23, 2001		
	First Named Inventor	Kenyon		
PLICANT	Art Unit	2192		
essary)	Examiner Name	Nguyen Ba, Hoang Vu		
	Attorney Docket Number	100010-130358		

			U. S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
	1	^{US-} 5,919,247	07-06-1999	Van Hoff, et al.	
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		FOREI	GN PATENT DOCU	MENTS		
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Emperor must precede the serial number of the patent document. Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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